

INDIANA BOARD OF PHARMACY

Indiana Professional Licensing Agency
Indiana Government Center South, Room W064
402 W. Washington St.
Indianapolis, IN 46204

MINUTES OF the February 13, 2012 Board Meeting

I. CALL TO ORDER & ESTABLISHMENT OF QUORUM

President and Presiding Officer William Cover called the meeting to order at 8:45 a.m. in Room W064 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204, and declared a quorum with six members present, in accordance with IC § 25-26-13-3.

Board Members Present:

Del T. Fanning, R.Ph., President
Sara St. Angelo, PharmD., R.Ph., Vice President
Winnie Landis, R.Ph., Member
Donna S. Wall, PharmD., R.Ph., Member
Steven Anderson, R.Ph., Member
William J. Cover, R.Ph., Member

Present At: 8:45 a.m.

Board Members Not In Attendance:

Lora N. R. Williams, JD, Member (*Consumer Member*)

State Officials Present:

Phil Wickizer, Board Director, Indiana Professional Licensing Agency
Amy Hall, Assistant Board Director, Indiana Professional Licensing Agency
Greg Pachmayr, Litigation Specialist, Indiana Professional Licensing Agency
Deborah Frye, Compliance Director, Indiana Professional Licensing Agency
Eric Percy, Compliance Officer, Indiana Professional Licensing Agency
Zaneta Nunnally, Compliance Officer, Indiana Professional Licensing Agency
Amy Phillips, Compliance Officer, Indiana Professional Licensing Agency
Tim Thomas, Compliance Officer, Indiana Professional Licensing Agency
Lorena Sipe, Compliance Officer, Indiana Professional Licensing Agency
Gordon White, Board Advisory Counsel, Office of the Attorney General
Darren R. Covington, Deputy Attorney General - Office of the Attorney General

II. PLEDGE OF ALLEGIANCE

President Fanning led the Board in the Pledge of Allegiance.

III. ADOPTION OF THE AGENDA

A motion was made by Member Cover and seconded by Member Wall to adopt the agenda.

MOTION CARRIED: 6-0-0.

III. ADOPTION OF THE MINUTES FROM PREVIOUS MEETING

A motion was made by Member Cover and seconded by Member Anderson to approve the minutes from the previous meeting, with a change to reflect Member Cover's recusal from the Walgreens Transfersafe vote. **Motion Carried 6-0-0.**

IV. **FACILITY PERSONAL APPEARANCES**

A. Deaconess Hospital, Inc. – Joyce Thomas & Thomas Fite – Remote Location Application
Joyce Thomas and Thomas Fite appeared in person to answer questions regarding the remote location application for Deaconess Hospital. A motion was made by Member Wall and seconded by Member Cover to **approve**. The **Motion Carried 6-0-0.**

Steven's Pharmacy – Nonresident Pharmacy – Positive Response
Charles T. Bonner appeared in person to answer questions regarding the nonresident pharmacy application of Steven's Pharmacy. A positive response was required because of a positive response on the application. A motion was made by Member Cover and seconded by Member Wall to **approve**. The **Motion Carried 6-0-0.**

V. **STANDING COMMITTEE MEETINGS**

9:30 – 11:00 a.m.

A. Administration and Licensing Committee (Room W064)

The Administration and Licensing Committee met at 9:45 a.m. in Room W064 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204.

Board Members Present:

Del Fanning
Donna Wall

Staff Officials Present:

Amy Hall

Personal Appearances – Individuals

Name: Tamika Moore
Application type: Pharmacy Technician
Reason for personal appearances: Positive Response
Notes:

Committee recommendation to full Board: Approve
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Zakiya Tolbert
Application type: Pharmacy Technician
Reason for personal appearances: Positive Response
Notes:

Committee recommendation to full Board: Approve
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Kimberly Headen
Application type: Pharmacy Technician
Reason for personal appearances: Positive Response
Notes: Ms. Headen called and asked to reschedule due to problems finding someone to watch her children.

Committee recommendation to full Board: Table until March
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **table** until March, the motion carried 6-0-0.

Name: Bernard Broadway
Application type: Pharmacy Technician
Reason for personal appearances: Positive Response
Notes:
Committee recommendation to full Board: Approve
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Parish Glover
Application type: Pharmacy Technician
Reason for personal appearances: Positive Response
Notes: Glover did not appear
Committee recommendation to full Board: Table until March
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **table** until March, the motion carried 6-0-0.

Name: Sabrina Watts
Application type: Pharmacy Technician
Reason for personal appearances: Positive Response
Notes:
Committee recommendation to full Board: Approve
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Raniya Hamza
Application type: Retake NAPLEX
Reason for personal appearances: Failed NAPLEX
Notes:
Committee recommendation to full Board: approve
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Ahkisha Howard
Application type: Pharmacy Technician
Reason for personal appearances: Positive Response
Notes:
Committee recommendation to full Board: approve
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Terry Keasey
Application type: Pharmacy Technician
Reason for personal appearances: Positive Response
Notes:
Committee recommendation to full Board: approve on probation
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: RonRico Morgan
Application type: Pharmacy Technician
Reason for personal appearances: Positive Response
Notes:
Committee recommendation to full Board: approve
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Administration and Licensing Reports

No reports scheduled

**Individual Applications
Pharmacist Applications**

Name: Douglas Gerdine

Reason for Board review: Special Testing Inquiries

Notes:

Committee recommendation to full Board: approve

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **approve**, the motion carried 6-0-0.

Pharmacist Intern Applications

Name: Rikesh Patel

Reason for Board review: Review of criminal charges outcome

Notes:

Committee recommendation to full Board: do not change terms of probation. May petition to have BOP probation withdrawn when criminal probation is completed.

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **approve** the recommendation, the motion carried 6-0-0.

Pharmacy Technician Applications

Name: Heather Smith

Reason for Board review: Positive Response

Notes:

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **approve**, the motion carried 6-0-0.

Name: Casey Burress

Reason for Board review: Positive Response

Notes:

Committee recommendation to full Board: Require a personal appearance

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **require a personal appearance before the Board**, the motion carried 6-0-0.

B. Compliance Committee (Conference Room 14)

The Compliance Committee met at 9:44 a.m. in Conference Room 14 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204.

Board Members Present:

William J. Cover

Sara St. Angelo

Staff Officials Present:

Deborah Frye

Phil Wickizer

APPEARANCES

Business Name: Heritage Environmental Services

Representative: Terry Ferrill

Location: Indianapolis, IN

Reason for Appearing: Discussion of takeback destruction requirements

Notes: Management of waste Pharma/incinerator located in Ohio

Committee recommendation to full Board: Motion to approve Distributor License minus VAWD. Reporting requirements:

-Immediate report of any other State disciplinary action, -1 year report on business in Indiana, -notification of change in business model.

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Landis to **approve**, the motion carried **6-0-0**.

Business Name: Indiana Department of Education

Representative: Phyllis Lewis

Prepared by K. Philipp Wickizer, Director
Indiana Board of Pharmacy

Location: Indianapolis, IN

Reason for Appearing: Discussion of school nurse and medication issues

Notes:

Committee recommendation to full Board: Sub-Committee formed to explore scope of the meds, establish best practice recommendations and repackaging guidelines.

Sub-committee to include: Pharmacy Board member St. Angelo, Compliance Director, Compliance Officer, Representative s from DOE, Nursing Board.

REPORTS

Compliance Director Report

Compliance Director Frye's monthly report is incorporated into these minutes by reference.

Review Dispensary of Hope

Recommendation to extend provisional license 09/30/2013 pending any legislative changes to VAWD requirement, monitor any changes to the number and location of facilities operating in Indiana and inspection of any additional locations.

Compliance Officer Reports

Report from Compliance Officer Eric Percy:

- Compliance Officer Percy's monthly report is incorporated into these minutes by reference.

Report from Compliance Officer Tim Thomas:

- Compliance Officer Thomas's monthly report is incorporated into these minutes by reference.

Report from Compliance Officer Zaneta Nunally:

- Compliance Officer Nunally's monthly report is incorporated into these minutes by reference.

Report from Compliance Officer Amy Phillips:

- Compliance Officer Phillips's monthly report is incorporated into these minutes by reference.

Report from Compliance Officer Lorena Sipe:

- Compliance Officer Sipe's monthly report is incorporated into these minutes by reference.

Probation Appearances Review

Probationary appearances were conducted by the Compliance Officers in Room W064 of the Indiana Government Center South starting at 7:30 a.m.

- Compliance Officer Percy conducted the following probationary appearances, and a motion was made by Member Anderson and seconded by Member Landis to approve the following probationary appearances:

Jared Baker
Thomas Daniels
Chanda Dawn Dodge
Wes Gillman
Christy Wade

Motion Carried 6-0-0.

- Compliance Officer Phillips conducted the following probationary appearances, and a motion was made by Member Anderson and seconded by Member Landis to approve the following probationary appearances:

Carmella Martin Dunn

Motion Carried 6-0-0.

- Compliance Officer Nunnally conducted the following probationary appearances, and a motion was made by Member Anderson and seconded by Member Landis to approve the following appearances:

Tommie Ashley

Motion Carried 6-0-0.

- Compliance Officer Thomas conducted the following probationary appearances, and a motion was made by Member Anderson and seconded by Member Landis to approve the following probationary appearances:

Thomas Goodge
William Ringle
Louis Schimenti
Chad Stroud

Motion Carried 6-0-0.

- The following individuals did not appear for their probationary appearances:

Sandra Hayes
Ed Fritz
Arthur Pasquinelli

A motion was made by Member Anderson and seconded by Member Landis to excuse these individuals, as they informed the Board of the absences and made alternative arrangements, the

Motion Carried: 6-0-0.

- The following individuals did not appear for their probationary appearances:

Ashley Gardner

A motion was made by Member Anderson and seconded by Member Landis to issue an Order to Show Cause, the

Motion Carried 6-0-0.

APPLICATIONS – FACILITIES

Business Name: Schnuck Markets, Inc.

Representative:

Location:

Application Type: Policies & Procedures Review

Notes:

Committee recommendation to full Board:

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Wall to **approve**, the motion carried 6-0-0.

Business Name: Sterile Compounding of America

Representative: Roy Graves

Location: Little Rock, AR

Application Type: Nonresident Pharmacy

Notes:

Committee recommendation to full Board: Changes made to labeling to include the expiration date.

After a discussion with the full Board, a motion was made by Member St. Angelo and seconded by Member Cover to **approve** pending an inspection report and expiration dates on labels, the motion carried 5-0-0.

C. INSPECT Committee (Quigley Conference Room)

The INSPECT Committee met at 9:45 a.m. in the Quigley Conference Room, Room W072 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204.

Board Members Present:

Steve Anderson
Winnie Landis

Staff Officials Present:

Greg Pachmayr
Marty Allain
Jeff Collins
Lisa Bentley
Taya Fernandes
Ashley Brown
Kelly Patterson
Kara Gordon

INSPECT Appearances

Business name: The Drug Store, Inc.

Qualifying Pharmacist/Representative name:

Location:

Reason for personal appearances: INSPECT Reporting Noncompliance

Notes: The qualifying pharmacist for The Drug Store, Inc. did not appear as ordered

Committee recommendation to full Board: A consumer complaint was already filed with the OAG, no further action recommended.

Business name: McGrady Family Pharmacy, Inc.

Qualifying Pharmacist/Representative name: Mr. McGrady

Location:

Reason for personal appearances: INSPECT Reporting Noncompliance

Notes: Mr. McGrady is in the process of selling his practice, and INSPECT reporting got neglected. Mr. McGrady ensures future compliance

Committee recommendation to full Board: approve his appearance, and do not file complaint with OAG.

Business name: Westside Community Health Center

Qualifying Pharmacist/Representative name: Todd Cox

Location:

Reason for personal appearances: INSPECT Reporting Noncompliance

Notes: Westside Community Health Center has revised its policies and procedures regarding INSPECT reporting.

Committee recommendation to full Board: approve the appearance and do not file complaint with OAG.

INSPECT Reports

INSPECT Director's Report

Marty Allain's monthly INSPECT report is incorporated into these minutes by reference.

Williams v. State Discussion

Jeff Collins discussed the *Williams v. State* decision recently handed down by the Indiana Court of Appeals.

PMPi & Regenstrief Project Updates

Marty Allain gave project updates to the INSPECT committee.

Grants Update

Lisa Bentley gave updates on INSPECT grants.

CONTINUING EDUCATION AND CONTROLLED SUBSTANCE REGISTRATION APPLICATIONS

CE Applications

Prepared by K. Philipp Wickizer, Director
Indiana Board of Pharmacy

Applicant name: Charity McGannon
CE title: BLS for Healthcare Providers
Location: IU Health Bloomington
Speaker/Presenter: Christina Lantz
Date: 1/23/2012

Number of CE hours: 3

Notes:

Committee recommendation to full Board: approve

After a discussion with the full Board, a motion was made by Member Landis and seconded by Member St. Angelo to **approve**, the motion carried 6-0-0.

Applicant name: Charity McGannon
CE title: BLS for Healthcare Providers
Location: IU Health Bloomington
Speaker/Presenter: Christina Lantz
Date: 1/30/2012

Number of CE hours: 3

Notes:

Committee recommendation to full Board: approve

After a discussion with the full Board, a motion was made by Member Landis and seconded by Member St. Angelo to **approve**, the motion carried 6-0-0.

Applicant name: Charity McGannon
CE title: BLS for Healthcare Providers
Location: IU Health Bloomington
Speaker/Presenter: Christina Lantz
Date: 2/6/2012

Number of CE hours: 3

Notes:

Committee recommendation to full Board: approve

After a discussion with the full Board, a motion was made by Member Landis and seconded by Member St. Angelo to **approve**, the motion carried 6-0-0.

Applicant name: Meredith Feschyn
CE title: Trusted Profession
Location: Dimiitri's Restaurant
Speaker/Presenter: Steven Brown
Date: 2/15/12

Number of CE hours: 1.5

Notes:

Committee recommendation to full Board: approve

After a discussion with the full Board, a motion was made by Member Landis and seconded by Member St. Angelo to **approve**, the motion carried 6-0-0.

Applicant name: Elayne Ansara
CE title: To BEvacizumba or Not to BEvacizumab
Location: Wishard
Speaker/Presenter: Jason Ernstberger, PharmD
Date: 1/10/12

Number of CE hours: 0.5

Notes:

Committee recommendation to full Board: approve

After a discussion with the full Board, a motion was made by Member Landis and seconded by Member St. Angelo to **approve**, the motion carried 6-0-0.

Applicant name: Belinda Crain
CE title: PALS Renewal
Location: Bloomington Hospital
Speaker/Presenter: Ronda Hendricks
Date: 5/17/2011

Number of CE hours: 8

Prepared by K. Philipp Wickizer, Director
Indiana Board of Pharmacy

Notes:

Committee recommendation to full Board: approve

After a discussion with the full Board, a motion was made by Member Landis and seconded by Member St. Angelo to **approve**, the motion carried 6-0-0.

Controlled Substance Registration Applications

Business name: Indiana University School of Medicine

Applicant: Dr. Elliot Androphy

Location: Indianapolis, IN

Reason for Board review: CSR Application

Notes:

Committee recommendation to full Board: approve schedule 3 and 3N

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Wall to **approve**, the motion carried 6-0-0.

Business name: Indiana University Department of Biology

Applicant: Ellen Ketterson

Location: Bloomington, IN

Reason for Board review: Change in CSR Schedule

Notes:

Committee recommendation to full Board: approve schedule 3 and 3N

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Wall to **approve**, the motion carried 6-0-0.

Business name: Humane Society of Whitley County

Applicant: Lindsay Pease

Location: Columbia City, IN

Reason for Board review: Change in CSR Schedule

Notes:

Committee recommendation to full Board: approve 2, 2N, 3, and 3N

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Wall to **approve**, the motion carried 6-0-0.

Business name: Franciscan St. Anthony Health – Crown Point

Applicant: Larry Clements

Location: Crown Point, IN

Reason for Board review: CSR Application

Notes:

Committee recommendation to full Board: approve schedules 2 through 5

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Wall to **approve**, the motion carried 6-0-0.

Business name: Purdue University

Applicant: Ryan Drenan

Location: West Lafayette, IN

Reason for Board review: CSR Change in Schedule

Notes:

Committee recommendation to full Board: approve 3 and 3N

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Wall to **approve**, the motion carried 6-0-0.

VI. STANDING COMMITTEE DEBRIEFING/VOTE 11:00 a.m. (or following Standing Committee Meetings) (Room W064)

VII. COMMITTEE MEETINGS 4:00 P.M. (OR FOLLOWING ADMIN. HEARINGS)
A.

VIII. MISCELLANEOUS

Prepared by K. Philipp Wickizer, Director
Indiana Board of Pharmacy

- A. Board Director Report
- B. Legislative Update
- C. Tagon Letter

IX. Old/New Business

- A.
- B.

X. ADMINISTRATIVE HEARINGS

| A. In the Matter of the Indiana Pharmacist License of D. Neil Kassan, R.PH. | |
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| License No. | 2018133A |
| Administrative Cause No. | 2008 IBP 0050 |
| Regarding | Petition to Reinstate License |
| Parties Present | Kassan failed to appear |
| Counsel Present | Darren R. Covington, Deputy Attorney General - Office of the Attorney General |
| Participating Board Members | Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member (<i>Consumer Member</i>) William J. Cover, R.Ph., Member |
| Witnesses for the Petitioner | None |
| Witnesses for the State | None |
| Case Summary | |
| Board Action | A motion was made by Member Wall and seconded by Member Anderson to continue until March |
| Vote | Motion Carried 6-0-0 |

| B. In the Matter of the Indiana Pharmacist License of Chad Stroud, R.PH. | |
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| License No. | 26020137A |
| Administrative Cause No. | 2008 IBP 0060 |
| Regarding | Petition to Withdraw Probation |
| Parties Present | Chad Stroud |
| Counsel Present | Darren R. Covington, Deputy Attorney General - Office of the Attorney General |
| Participating Board Members | Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member (<i>Consumer Member</i>) William J. Cover, R.Ph., Member |
| Witnesses for the Petitioner | Marty Barron, petitioner's AA sponsor Kelli Stroud, petitioner's wife |
| Witnesses for the State | None |
| Case Summary | Petitioner submitted into evidence Dr. Hinchman's support letter, PRN compliance documentation, a letter from his AA sponsor, and negative UDSs. Petitioner intendeds to continue his AA involvement for the rest of |

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| | his life. |
| Board Action | A motion was made by Member Landis and seconded by Member Cover to approve |
| Vote | Motion Carried 6-0-0 |

C. In the Matter of the Indiana Pharmacy Technician Application of Dalvonte Jones

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|-------------------------------------|---|
| Certification No. | Not Issued |
| Administrative Cause No. | 2012 IBP 0005 |
| Regarding | Appeal of In Absentia Denial |
| Parties Present | Dalvonte Jones |
| Counsel Present | Darren R. Covington, Deputy Attorney General - Office of the Attorney General |
| Participating Board Members | Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member (<i>Consumer Member</i>) William J. Cover, R.Ph., Member |
| Witnesses for the Petitioner | None |
| Witnesses for the State | None |
| Case Summary | Petitioner is a student at Stanford Brown College. Jones was arrested and pled guilty to 2 misdemeanor charges, which have now been resolved. |
| Board Action | A motion was made by Member Wall and seconded by Member Cover to approve |
| Vote | Motion Carried 6-0-0 |

D. In the Matter of the Indiana Controlled Substance Registration of Seradyn, Inc.

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| Registration No. | 63100011B |
| Administrative Cause No. | 2011 IBP 0070 |
| Regarding | Final Hearing (OTSC) |
| Parties Present | Representatives from Seradyn did not appear |
| Counsel Present | Darren R. Covington, Deputy Attorney General - Office of the Attorney General |
| Participating Board Members | Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member (<i>Consumer Member</i>) William J. Cover, R.Ph., Member |
| Witnesses for the Petitioner | None |
| Witnesses for the State | None |
| Case Summary | Settlement of \$1,000 fine. Reviewed and recommended by Member Wall |
| Board Action | A motion was made by Member St. Angelo and seconded by Member Cover to approve the proposed settlement |
| Vote | Motion Carried 5-0-1 |

E. In the Matter of the Indiana Home Medical Equipment Service Provider License of ASAP

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|-------------------------------------|---|
| License No. | 69000158A |
| Administrative Cause No. | 2012 IBP 0004 |
| Regarding | Final Hearing (Complaint) |
| Parties Present | Representatives from ASAP did not appear |
| Counsel Present | Darren R. Covington, Deputy Attorney General - Office of the Attorney General |
| Participating Board Members | Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member (<i>Consumer Member</i>) William J. Cover, R.Ph., Member |
| Witnesses for the Petitioner | None |
| Witnesses for the State | None |
| Case Summary | The owner of ASAP pled guilty to Medicare fraud and is currently in prison. Settlement to revoke license. |
| Board Action | A motion was made by Member Anderson and seconded by Member St. Angelo to approve the settlement |
| Vote | Motion Carried 6-0-0 |

F. In the Matter of the Indiana Pharmacist License of Amy Fortune, R.Ph.

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| License No. | 26023417A |
| Administrative Cause No. | 2012 IBP 0003 |
| Regarding | Final Hearing (Complaint) |
| Parties Present | Amy Fortune |
| Counsel Present | Darren R. Covington, Deputy Attorney General - Office of the Attorney General |
| Participating Board Members | Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member (<i>Consumer Member</i>) William J. Cover, R.Ph., Member |
| Witnesses for the Petitioner | None |
| Witnesses for the State | None |
| Case Summary | During an inspection, and compliance officer discovered 10 pre-signed DEA form 222s. Settlement includes a censure. Settlement was reviewed and recommended by Member Wall |
| Board Action | A motion was made by Member Anderson and seconded by Member St. Angelo to approve the settlement |
| Vote | Motion Carried 5-0-1 |

G. In the Matter of the Indiana Pharmacy Technician Certification of Joyce Ellen Howard, C.Ph.T.

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|---------------------------------|---|
| Certification No. | 67015292A |
| Administrative Cause No. | 2011 IBP 0061 |
| Regarding | Continued Final Hearing |
| Parties Present | Howard did not appear |
| Counsel Present | Darren R. Covington, Deputy Attorney General - Office of the Attorney General |
| Participating Board | Del T. Fanning, R.Ph., President |

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| Members | Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member (<i>Consumer Member</i>) William J. Cover, R.Ph., Member |
| Witnesses for the Petitioner | None |
| Witnesses for the State | None |
| Case Summary | Settlement agreement, revocation |
| Board Action | A motion was made by Member St. Angelo and seconded by Member Anderson to approve the settlement |
| Vote | Motion Carried 6-0-0 |

H. In the Matter of the Indiana Pharmacy Technician Certification of Holly D. Boutwell, C.Ph.T.

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| Certification No. | 67016487A |
| Administrative Cause No. | 2011 IBP 0073 |
| Regarding | Default Hearing |
| Parties Present | Holly Boutwell |
| Counsel Present | Darren R. Covington, Deputy Attorney General - Office of the Attorney General |
| Participating Board Members | Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member (<i>Consumer Member</i>) William J. Cover, R.Ph., Member |
| Witnesses for the Petitioner | Ceanna Shuffite |
| Witnesses for the State | None |
| Case Summary | The Board issued a Notice of Proposed Default, and respondent responded in the requisite time frame. State presented evidence that respondent's employment was terminated for diverting controlled substances. |
| Board Action | A motion was made by Member Cover and seconded by Member Wall to not enter a default. A motion was made by Member Anderson and seconded by Member Cover to Revoke |
| Vote | Both Motions Carried 6-0-0 |

I. In the Matter of the Indiana Pharmacy Technician Certification of Lindsay A. Haynes, C.Ph.T.

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|------------------------------------|--|
| Certification No. | 67011257A |
| Administrative Cause No. | 2011 IBP 0072 |
| Regarding | Default Hearing |
| Parties Present | Haynes did not appear |
| Counsel Present | Darren R. Covington, Deputy Attorney General - Office of the Attorney General |
| Participating Board Members | Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member (<i>Consumer Member</i>) |

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| | William J. Cover, R.Ph., Member |
| Witnesses for the Petitioner | None |
| Witnesses for the State | None |
| Case Summary | |
| Board Action | A motion was made by Member Anderson and seconded by Member Wall to hold respondent in default. A motion was made by Member Cover and seconded by Member Anderson to revoke respondent's certification. |
| Vote | Both Motions Carried 6-0-0 . |

J. In the Matter of the Indiana Pharmacy Technician Certification of Erica L. Jones, C.Ph.T.

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|-------------------------------------|---|
| Certification No. | 67019099A |
| Administrative Cause No. | 2011 IBP 0071 |
| Regarding | Default Hearing |
| Parties Present | Jones did not appear |
| Counsel Present | Darren R. Covington, Deputy Attorney General - Office of the Attorney General |
| Participating Board Members | Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member (<i>Consumer Member</i>) William J. Cover, R.Ph., Member |
| Witnesses for the Petitioner | None |
| Witnesses for the State | None |
| Case Summary | |
| Board Action | A motion was made by Member St. Angelo and seconded by Member Landis to hold respondent in default. A motion was made by Member Cover and seconded by Member Landis to revoke respondent's certification. |
| Vote | Both Motions Carried 6-0-0 |

K. In the Matter of the Indiana Pharmacy Technician Certification of Katherine Marie Leap, C.Ph.T.

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|-------------------------------------|---|
| Certification No. | 67011166A |
| Administrative Cause No. | 2012 IBP 0006 |
| Regarding | Petition for Summary Suspension |
| Parties Present | Respondent did not appear |
| Counsel Present | Darren R. Covington, Deputy Attorney General - Office of the Attorney General |
| Participating Board Members | Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member (<i>Consumer Member</i>) William J. Cover, R.Ph., Member |
| Witnesses for the Petitioner | None |
| Witnesses for the State | None |
| Case Summary | State presented evidence that showed that respondent was terminated for diverting \$4,000 worth of hydrocodone. |

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| Board Action | A motion was made by Member St. Angelo and seconded by Member Anderson to approve a 90 day summary suspension |
| Vote | Motion Carried 6-0-0 |

L. In the Matter of the Indiana Pharmacist License of Chad Robert Shedron, R.Ph.

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| License No. | 26019615A |
| Administrative Cause No. | 2012 IBP 0008 |
| Regarding | Petition for Summary Suspension |
| Parties Present | Respondent did not appear |
| Counsel Present | Darren R. Covington, Deputy Attorney General - Office of the Attorney General |
| Participating Board Members | Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member (<i>Consumer Member</i>) William J. Cover, R.Ph., Member |
| Witnesses for the Petitioner | None |
| Witnesses for the State | Eric Percy |
| Case Summary | Respondent closed the Family Pharmacare pharmacy and left controlled substances, legend drugs, and personal health information unsecured. Board of Pharmacy compliance officers gained entrance to the pharmacy through the building owner and seized the medications and personal health information. |
| Board Action | A motion was made by Member Anderson and seconded by Member St. Angelo to approve |
| Vote | Motion Carried 6-0-0 |

M. In the Matter of the Indiana Controlled Substance Registration of Segun Rasaki, MD

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| Certification No. | 01061519B |
| Administrative Cause No. | 2012 IBP 0007 |
| Regarding | Assignment of Medical Licensing Board as Administrative Law Judge |
| Parties Present | Respondent did not appear |
| Counsel Present | Darren R. Covington, Deputy Attorney General - Office of the Attorney General |
| Participating Board Members | Del T. Fanning, R.Ph., President Sara St. Angelo, PharmD., R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Steven Anderson, R.Ph., Member Lora N. R. Williams, JD, Member (<i>Consumer Member</i>) William J. Cover, R.Ph., Member |
| Witnesses for the Petitioner | None |
| Witnesses for the State | None |
| Case Summary | Motion to assign the Medical Licensing Board as Administrative Law Judge in this matter. |
| Board Action | A motion was made by Member Cover and seconded by Member Wall to approve |
| Vote | Motion Carried 6-0-0 |

VII. FINAL NOTES PRIOR TO ADJOURNMENT

VIII. ADJOURNMENT

President Fanning adjourned the meeting at approximately 4:50 p.m.

**Del Fanning, R.Ph., President
Indiana Board of Pharmacy**

Date

Next Scheduled Meeting:

Monday, March 12, 2012
Indiana Government Center South
Room W064 of the Indiana Professional Licensing Agency